

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DONALD H. GARDNER, p/k/a
BLACKA NICE,

Plaintiff,

vs.

Case No. 07-cv-6535-RJS

RAMON LUIS AYALA-RODRIGUEZ,
p/k/a DADDY YANKEE, EL CARTEL
RECORDS, INC., LOS CANGRIS
PUBLISHING, MACHETE MUSIC,
UNIVERSAL MUSIC DISTRIBUTION
CORP., UNIVERSAL MUSIC GROUP,
VIDAL INVESTMENT, INC., and
VI MUSIC, INC.

Defendants.

NOTICE OF MOTION

NOTICE OF MOTION FOR SUBSTITUTED SERVICE

PLEASE TAKE NOTICE that upon the annexed declaration of Bruce Regenstreich, Esq., executed February 14, 2008, and the exhibit attached thereto, and the annexed declaration of Andrew Hegt, Esq., also executed February 14, 2008, Plaintiff DONALD H. GARDNER, p/k/a BLACKA NICE, through counsel, on the _____ Day of March, 2008 at 2:00 p.m. or as soon thereafter as counsel may be heard, will move this Court before the Honorable Richard J. Sullivan at the United States Courthouse for the Southern District of New York, 500 Pearl Street, New York, New York, for an Order granting Plaintiff's Motion for Substituted Service pursuant to Federal Rule of Civil Procedure 4.

Dated: New York, New York
February 14, 2008

BURRELL, REGENSTREICH, LLC

By: *S/Bruce Regenstreich*
Bruce Regenstreich
110 Wall Street, 11th Floor
New York, NY 10005
Attorney for Plaintiff